IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.36713 of 2008

1. LALIT KUMAR YADAV
   Son of Ramudgar Yadav
2. ANANDI YADAV
   Son of Rambilas Yadav
3. SAJJAN YADAV
   Son of Late Ganga Prasad Yadav
   All resident of Village Bishanpur,
   P.S. Rosera, Distt. Samastipur (Bihar)

--------Petitioners

Versus

STATE OF BIHAR

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2. 21.11.2008 Heard the learned counsel for the petitioners and the State.

The petitioners are apprehending their arrest in connection with Rosera P.S. Case No.39 of 2002 for the offences under section 364/120B of the Indian Penal Code.

The allegation is that the son of the informant had gone along with the petitioners and thereafter he did not return.

The learned APP appearing for the State opposes the prayer for bail and submits that since the offence alleged against the petitioners is serious in nature, the petitioner are not entitled to the privilege of anticipatory bail.

Considering the facts and circumstances of the case and the allegation, I am not inclined to grant anticipatory bail to the petitioners. The application is,

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accordingly, dismissed.

However, on surrender in case an application for regular bail is filed in the court below, the same would be considered on its own merits in accordance with law without being prejudiced by the present order.

PNM **(Shailesh Kumar Sinha, J.)**

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